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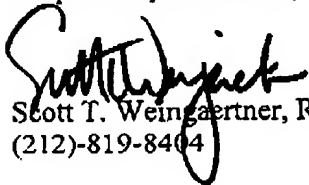
<b>Date:</b>	June 12, 2006	<b>No. of Pages (including cover):</b>	42
<b>To:</b>	Commissioner for Patents Mail Stop Appeal Brief - Patents	<b>Fax Number:</b>	571-273-8300
		<b>Contact Number:</b>	571-272-8800
<b>Application No.:</b>	10/019,898	<b>Filed:</b>	December 28, 2001
<b>From:</b>	Scott T. Weingaertner	<b>Reference No.:</b>	1140668-0005

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Further to the Notice of Appeal, filed on February 13, 2006, attached are the following documents:

- (1) PTO/SB/21 – Transmittal Form;
- (2) PTO/SB/22 – Petition for Extension of Time – two month extension;
- (3) PTO/SB/17 – Fee Transmittal – including authorization to charge a Deposit Account for the fees associated with filing the Petition for Extension of Time and the Appeal Brief;
- (4) Amendment After Final (8 pages); and
- (5) Appeal Brief (28 pages).

Respectfully submitted,

  
Scott T. Weingaertner, Reg. No. 37,756  
(212)-819-8404

CUSTOMER NO. 007470  
(212)-819-8200

ALMATY ANKARA BANGKOK BEIJING BERLIN BRATISLAVA BRUSSELS BUDAPEST DRESDEN DÜSSELDORF FRANKFURT HAMBURG HELSINKI  
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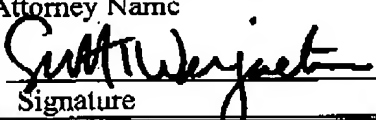
1140668-0005

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

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JUN 12 2006

Applicants : Joachim Schmitt  
Serial No. : 10/019,898  
Filed : December 28, 2001  
For : COMMUNICATIONS SYSTEM AND  
COMMUNICATIONS METHOD FOR AN  
AUTOMATION UNIT WITH COMMUNICATIONS  
DATA STORED IN SAID AUTOMATION UNIT  
Examiner : Duyen My Doan  
Group Art Unit : 2143

<b>CERTIFICATE OF TRANSMISSION UNDER 37 C.F.R. 1.8</b>	
I hereby certify that this paper is being facsimile transmitted to the U.S. Patent and Trademark Office on the date indicated below at the facsimile number 571-273-8300	
<u>Scott T. Weingaertner</u> Attorney Name	<u>37,756</u> PTO Reg. No.
 Signature	<u>June 12, 2006</u> Date of Signature

Mail Stop Appeal Brief - Patents  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**TRANSMITTAL**

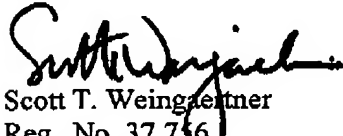
Sir:

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- (2) PTO/SB/22 – Petition for Extension of Time – two month extension;

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- (4) Amendment After Final (8 pages); and
- (5) Appeal Brief (28 pages).

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PTO/SB/21 (09-04)

Approved for use through 07/31/2008. OMB 0651-0031

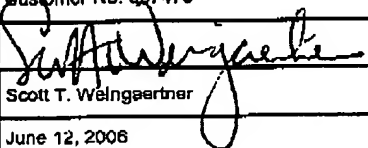
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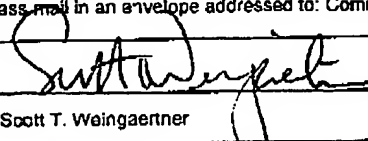
<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	10/019,898
	Filing Date	December 28, 2001
	First Named Inventor	Joachim Schmitt
	Art Unit	2143
	Examiner Name	Duyen My Doan
Total Number of Pages in This Submission	Attorney Docket Number	1140668-0005

ENCLOSURES (Check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input checked="" type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input checked="" type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers  <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Appeal Brief, Facsimile Transmittal Cover Sheet
Remarks _____		

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm Name	Customer No. 007470		
Signature			
Printed name	Scott T. Weingaertner		
Date	June 12, 2006	Reg. No.	37,756

**CERTIFICATE OF TRANSMISSION/MAILING**

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:			
Signature			
Typed or printed name	Scott T. Weingaertner	Date	June 12, 2006

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PTO/SB/17 (01-06)

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Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

**FEE TRANSMITTAL**  
**For FY 2006**☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$)

950

**Complete if Known**

Application Number 10/019,898

Filing Date December 28, 2001

First Named Inventor Joachim Schmitt

Examiner Name Duyen My Doan

Art Unit 2143

Attorney Docket No. 1140668-0005

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JUN 12 2006

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For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below☐ Charge fee(s) indicated below, except for the filing fee☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17☒ Credit any overpayments

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**FEE CALCULATION (All the fees below are due upon filing or may be subject to a surcharge.)****1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

**2. EXCESS CLAIM FEES****Fee Description**

	Fee (\$)	Small Entity Fee (\$)
Each claim over 20 (including Reissues)	50	25
Each independent claim over 3 (including Reissues)	200	100
Multiple dependent claims	360	180

Total Claims Extra Claims Fee (\$)

- 20 or HP = \_\_\_\_\_ x \_\_\_\_\_ = \_\_\_\_\_

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims Extra Claims Fee (\$)

- 3 or HP = \_\_\_\_\_ x \_\_\_\_\_ = \_\_\_\_\_

HP = highest number of independent claims paid for, if greater than 3.

**3. APPLICATION SIZE FEE**

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets Extra Sheets Number of each additional 50 or fraction thereof Fee (\$)

- 100 = \_\_\_\_\_ / 50 = \_\_\_\_\_ (round up to a whole number) x \_\_\_\_\_ = \_\_\_\_\_

**4. OTHER FEE(S)**

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): TWO MONTH EXTENSION FEE; APPEAL BRIEF FEE 950

**SUBMITTED BY**

Signature

Name (Print/Type) Scott T. Weingaertner

Registration No.

(Attorney/Agent) 37.756

Telephone 212-819-8200

Date June 12, 2008

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